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DIVISION OF
OIL GAS & MINING

October 15, 1992

VIA - FACSIMILE 359-3940
Hard Copy to Follow

State of Utah
Department of Natural Resources
Division of Oil, Gas and Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

Attn: Holland Shepherd
Mineral Reclamation and Development Program

RE: NON Jay Pagano Estate - Pagano Clay Project M/015/062
Emery County, Utah

Dear Holland:

As personal representative of the estate of Jay Pagano I hereby request an extension of the deadline of October 15, 1992 on the NON for a period not to exceed sixty (60) days. The reasons this extension is requested are as follows:

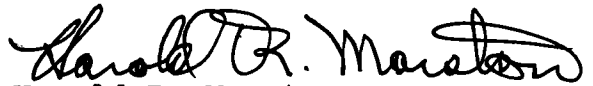
1. The Jay Pagano estate had only a royalty interest in the mining project and several other parties have to be involved in the future reclamation of the site.
2. I would like to have a local surveyor determine the amount of disturbance. In as much as when we talked to you during your site inspection, the amount of disturbance was around 10 acres and in your subsequent letter of October 9, 1992 you have determined that to be substantially higher - approximately 17 acres.
3. I would also need additional time to prepare a map of the scale of 1" to 200' detailing topographical and major geographical features along with the area of disturbance.
4. I also feel that the security required for the disturbance in the amount of \$23,300.00 to be extremely high in as much as the only thing left to be done is the actual seeding of the disturbed area.
5. I have not had the opportunity to review your seed prescription for the disturbed area and I am also not sure that your choice of seeds will reflect the future and use of the

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property.

I hope that you will take the above into consideration and grant an extension to the NON deadline. If this extension is granted, we will keep an ongoing dialogue and hopefully complete our negotiations in a satisfactory manner prior to the sixty days.

Sincerely,

A handwritten signature in dark ink, appearing to read "Harold R. Marston". The signature is fluid and cursive, with a large, stylized initial "H" and "M".

Harold R. Marston
Personal Representation of the
Estate of Jay Pagano